

## **REMARKS**

This Response is submitted in response to the Office Action dated January 25, 2005, having a shortened statutory period set to expire April 25, 2005. Claims 1-18 are now pending.

### **Rejections Under 35 U.S.C. §101**

In the present Office Action, Claims 13-18 are rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Specifically, the Examiner states that the originally claimed preamble found in the base independent Claim 13 fails to comport with the requirements of 35 U.S.C. § 101. Although Applicants believe that the originally filed preamble meets the requirements of 35 U.S.C. § 101, in an effort to move the present invention to allowance, the preamble “computer readable medium encoded with a data structure” as suggested by the Examiner has now been incorporated into Claims 13-18.

## CONCLUSION

Having now complied with the suggestions of the Examiner, Applicants now respectfully request a Notice of Allowance for all pending claims.

A one month extension of time for this response is believed to be necessary, and is now requested. Enclosed is a check in the amount of **\$120.00** for the fee associated with this extension of time. If any additional extension of time is required for this response, please consider that time likewise requested. Furthermore, please charge any fee associated with any additional extension of time as well as any other fee necessary to further the prosecution of this application to **IBM CORPORATION DEPOSIT ACCOUNT No. 09-0449**.

Respectfully submitted,



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